

PATENT  
790001-2043REMARKS

By this After Allowance Amendment under 37 C.F.R. 1.312, entry of new claims 28 and 29 which are commensurate in scope with original claim 26 and 27 and should properly been part of the prosecution of the instant application, is respectfully requested. These claims depend from an allowed independent claim, therefore their inclusion in this application raises no new issues of patentability.

On April 5, 2005, Examiner Soward issued a restriction requirement requiring election between two groups:

Group 1 - claims 1-19 - directed to a semiconductor device classified in class 257, subclass 347.

Group 2 - claims 20-27 - directed to a manufacturing method of a semiconductor device, classified in class 438, subclass 149.

Applicants' attorneys, mistakenly and without any deceptive intent, responded on April 28, 2005 electing Group 1, limited to claims 1-19, for further prosecution on the merits.

However, claims 26 and 27, as originally filed, are in fact directed to a semi-conductor device and depend from independent claim 14, which has been allowed. New claims 28 and 29 are added by this amendment, these two new claims are commensurate in scope with original claims 26 and 27.

As understood from the telephone conversation with the Examiner on March 13, 2006, the basis for the restriction was simply to separate the method claims from the apparatus claims.

As new claims 28 and 29 should have properly been part of the prosecution of Group I, and because these claims depend from an allowed base claim, it is submitted that no questions of patentability are raised by resubmission of these claims at this stage of the prosecution.

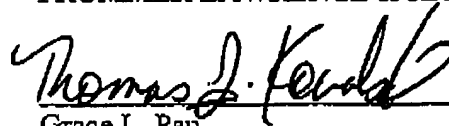
As the Examiner is aware, the Notice of Allowance issued on December 20, 2005, and the issue fee is now due to be paid on Monday March 20, 2006. Accordingly, entry of this amendment and notification of the undersigned in advance of March 20, is respectfully requested.

PATENT  
790001-2043CONCLUSION

In view of the remarks and amendments herewith, the application is believed to be in condition for allowance. Favorable reconsideration of the this after allowance amendment and prompt notification are earnestly solicited. The undersigned looks forward to hearing favorably from the Examiner at an early date, and, the Examiner is invited to telephonically contact the undersigned to advance prosecution. The Commission is authorized to charge any fee occasioned by this paper, or credit any overpayment of such fees, to Deposit Account No. 50-0320.

Respectfully submitted,  
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